

**INVENTOR'S DECLARATION FOR
PATENT APPLICATION**

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and sole joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

WEAR-RESISTANT ENDOPROSTHETIC DEVICE

the specification of which: (check one)

_____ is attached hereto.

_____ was filed on _____
under Attorney's Docket Number _____
as Application Serial No. _____
and was amended on _____ (if applicable).

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon._

FULL NAME OF INVENTOR: Aaron Kelly

INVENTOR'S SIGNATURE: _____

DATED: _____

RESIDENCE: 38554 SE Kimball Creek Dr., Snoqualmie, WA 98065

CITIZENSHIP: USA

POST OFFICE ADDRESS: 38554 SE Kimball Creek Dr., Snoqualmie, WA 98065

FULL NAME OF INVENTOR: Vincent Bryan

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 5908 SE 20th Mercer Island, WA 98040

CITIZENSHIP: USA

POST OFFICE ADDRESS: 5908 SE 20th Mercer Island, WA 98040

FULL NAME OF INVENTOR: Leonard Tokish

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 24817 SE 38th Street, Issaquah, WA 98029

CITIZENSHIP: USA

POST OFFICE ADDRESS: 24817 SE 38th Street, Issaquah, WA 98029

FULL NAME OF INVENTOR: Randy Allard

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 8038 Sparkling Lake Cove, Germantown, TN 38138

CITIZENSHIP: USA

POST OFFICE ADDRESS: 8038 Sparkling Lake Cove, Germantown, TN 38138

FULL NAME OF INVENTOR: David Yagar

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 9411 Woods Lake Rd., Monroe, WA 98272

CITIZENSHIP: USA

POST OFFICE ADDRESS: 9411 Woods Lake Rd., Monroe, WA 98272

DOCKET NO.: PC877.19 / 31132.129
CUSTOMER NO. 27683

FULL NAME OF INVENTOR: Jeff Roulean

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 15111 NE 110th Pl, Redmond, WA 98052

CITIZENSHIP: USA

POST OFFICE ADDRESS: 15111 NE 110th Pl, Redmond, WA 98052

FULL NAME OF INVENTOR: Jeff Edfast

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 16827 319th Ct. NE, Duvall, WA 98109

CITIZENSHIP: USA

POST OFFICE ADDRESS: 16827 319th Ct. NE, Duvall, WA 98109

FULL NAME OF INVENTOR: Robert Conta

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 3650 92nd Ave SE, Mercer Island, WA 98040

CITIZENSHIP: USA

POST OFFICE ADDRESS: 3650 92nd Ave SE, Mercer Island, WA 98040

FULL NAME OF INVENTOR: Alex Kunzler

INVENTOR'S SIGNATURE: _____ DATED: _____

RESIDENCE: 22748 SE 43rd Ct., Issaquah, WA 98029

CITIZENSHIP: USA

POST OFFICE ADDRESS: 22748 SE 43rd Ct., Issaquah, WA 98029

DOCKET NO.: PC877.19 / 31132.129
CUSTOMER NO. 27683

FULL NAME OF INVENTOR: Carlos Gil

INVENTOR'S SIGNATURE: _____

DATED: _____

RESIDENCE: 24266 SE 11th Pl, Sammamish, WA 98075

CITIZENSHIP: USA

POST OFFICE ADDRESS: 24266 SE 11th Pl, Sammamish, WA 98075

R-49765.1

CUSTOMER NO.: 27683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
Washington, D.C. 20231

GENERAL POWER OF ATTORNEY
(for several applications filed in the USPTO)

As a representative of the Assignee, Medtronic Sofamor Danek, Inc., I hereby appoint the following attorneys and/or agents:

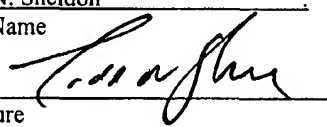
O'DELL, David M., David L. McCombs (Reg. No. 32,271); Michael J. Balconi-Lamica (Reg. No. 34,291); Jeffrey M. Becker (Reg. No. 35,442); James R. Bell (Reg. No. 26,528); Timothy F. Bliss (Reg. No. 50,925); Randall C. Brown (Reg. No. 31,213); L. Randall E. Colson (Reg. No. 40,566); Michael A. Davis, Jr. (Reg. No. 35,488); Ruben C. DeLeon (Reg. No. 37,812); Andrew S. Ehmke (Reg. No. 50,271); Brian J. Hubbard (Reg. No. 45,873); Rita M. Irani (Reg. No. 31,028); Warren B. Kice (Reg. No. 22,732); J. Andrew Lowes (Reg. No. 40,706); Todd Mattingly (Reg. No. 40,298); John Montgomery (Reg. No. 31,124); Bill R. Naifeh (Reg. No. 44,962) and Gloria Norberg (Reg. No. 36,706)

The undersigned (whose title is supplied below) is authorized to act on behalf of the Assignee.

January 15, 2003
Date

Todd N. Sheldon

Type Name


Signature

Vice President of Medtronic Sofamor Danek, Inc.
Title

ASSIGNMENT

WHEREAS, we,

- | | | | |
|------|----------------|----|---|
| (1) | Aaron Kelly | of | 38554 SE Kimball Creek Dr.
Snoqualmie, WA 98065
United States of America |
| (2) | Vincent Bryan | of | 5908 SE 20 th
Mercer Island, WA 98040
United States of America |
| (3) | Leonard Tokish | of | 24817 SE 38 th Street
Issaquah, WA 98029
United States of America |
| (4) | Randy Allard | of | 8038 Sparkling Lake Cove
Germantown, TN 38138
United States of America |
| (5) | David Yager | of | 9411 Woods Lake Rd.
Monroe, WA 98272
United States of America |
| (6) | Jeff Roulean | of | 15111 NE 110 th Pl
Redmond, WA 98052
United States of America |
| (7) | Jeff Edfast | of | 16827 319 th Ct. NE
Duvall, WA 98109
United States of America |
| (8) | Robert Conta | of | 3650 92 nd Ave SE
Mercer Island, WA 98040
United States of America |
| (9) | Alex Kunzler | of | 22748 SE 43 rd Ct.
Issaquah, WA 98029
United States of America |
| (10) | Carlos Gil | of | 24266 SE 11 th Pl
Sammamish, WA 98075
United States of America |

have invented certain improvements in

WEAR-RESISTANT ENDOPROSTHETIC DEVICE

for which we have executed an application for Letters Patent of the United States of America, of even date herewith; and

WHEREAS, the "Assignee":

SDGI Holdings, Inc.

of 300 Delaware Avenue,
Suite 508
Wilmington, DE 19801

is desirous of obtaining the entire right, title, and interest in, to and under the said invention and the said application in the United States of America and in any and all countries foreign thereto;

NOW, THEREFORE, for One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and other good and valuable consideration, we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said Assignee, its successors, legal representatives, and assigns, the entire right, title, and interest in, to and under the said invention, and the said application, and all divisional, renewal, substitutional, and continuing applications thereof, and all Letters Patent of the United States of America which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may be filed for said invention in any country or countries foreign to the United States of America, and all extensions, renewals, and reissues thereof, and all prior patents and patent applications from which a filing priority of the above-described patent application may be obtained, including the right to collect past damages; and we hereby authorize and request the Commissioner of Patents of the United States of America, and any official of any country or countries foreign to the United States of America, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said invention to the said Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to said Assignee, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceedings, sign all lawful papers, execute all divisional, renewal, substitutional, continuing, and reissue applications, make all rightful declarations and/or oaths and generally do everything possible to aid the said Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said invention in all countries.

First Inventor Name: Aaron Kelly
Residence Address: 38554 SE Kimball Creek Drive, Snoqualmie, WA 98065

Dated: _____

Aaron Kelly

Second Inventor Name: Vincent Bryan
Residence Address: 5908 SE 20th, Mercer Island, WA 98040

Dated: _____

Vincent Bryan

Third Inventor Name: Leonard Tokish
Residence Address: 24817 SE 38th Street, Issaquah, WA 98029

Dated: _____
Leonard Tokish

Fourth Inventor Name: Randy Allard
Residence Address: 8038 Sparkling Lake Cove, Germantown, TN 38138

Dated: _____
Randy Allard

Fifth Inventor Name: David Yager
Residence Address: 9411 Woods Lake Rd., Monroe, WA 98272

Dated: _____
David Yager

Sixth Inventor Name: Jeff Roulean
Residence Address: 15111 NE 110th Place, Redmond, WA 98052

Dated: _____
Jeff Roulean

Seventh Inventor Name: Jeff Edfast
Residence Address: 16827 319th Ct. NE, Duvall, WA 98109

Dated: _____
Jeff Edfast

Eighth Inventor Name: Robert Conta
Residence Address: 9655 SE 36th Street, Suite 110, Mercer Island, WA 98040

Dated: _____
Robert Conta

Ninth Inventor Name: Alex Kunzler
Residence Address: 22748 SE 43rd Ct., Issaquah, WA 98029

Dated: _____

Alex Kunzler

Tenth Inventor Name: Carlos Gil
Residence Address: 24266 SE 11th Pl, Sammamish, WA 98075

Dated: _____

Carlos Gil

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